



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of Robert J. AITKEN *et al.*Confirmation No.: *To Be Assigned*

Application No.: 10/574,911

Group Art Unit: *To Be Assigned*

Filed: April 7, 2006

Examiner: *To Be Assigned*For: **Sperm Cell Separation by Electrophoresis**

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, **Mail Stop Amendment**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56,
Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §§1.97
and 1.98.

- ☒ Pursuant to 37 C.F.R. §1.98, a copies of documents 1-5 cited in the attached Form PTO-1449 are enclosed.
- ☐ Copies of the remaining publications listed on the attached Form PTO-1449 are not being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial Nos.:
to which the above-identified application claims priority under 35 U.S.C. §120.
- ☐ Copies of documents that were not submitted in the above-mentioned related United States Patent Applications may be found in related United States Patent Application Nos.:
Should the Examiner be unable to locate a document, a copy will be provided upon request.
- ☐ No copies of any U.S. patents or U.S. patent application publications listed on the attached Form PTO-1449 are being provided pursuant to 37 C.F.R. §1.98 because this application was filed after June 30, 2003.

- ☒ Documents 1-3 listed on the attached Form PTO-1449 were cited in a foreign search or examination report corresponding to PCT application serial no. PCT/AU2004/001367 and mailed on November 19, 2004.
- ☒ Enclosed is a copy of a non-English publication DE 101 49 875 A1 cited herein as document no. 3. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication, as document no. 4.
- ☐ Enclosed is a copy of a non-English publication(s) _____. English language publication _____ (copy enclosed) claims priority from this non-English publication.
- ☒ Enclosed is an abstract, document no. 5, of non-English publication DE 101 49 875 A1 for which an English translation is not available.
- ☐ Enclosed is an English translation of non-English publication(s) _____ cited in the attached Form PTO/SB/08A.
- ☐ The Examiner's attention is directed to related co-pending United States Patent Application Serial Nos.:

This Information Disclosure Statement is filed within any one of the following time periods:

- ☒ within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- ☐ within three months from the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in this international application;
- ☐ before the mailing date of a first office action on the merits; or
- ☐ before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO-1449 to the undersigned. The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 50-1283.

Dated: June 15, 2006

USPTO Customer No. 58249

COOLEY GODWARD LLP

ATTN: Patent Group

The Bowen Building

875 15th Street, NW Suite 800

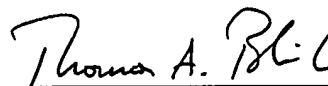
Washington, DC 20005-2221

Phone: (202) 842-7800

Fax: (202) 842-7899

Respectfully submitted,
COOLEY GODWARD LLP

By:



Thomas A. Blinka, Ph.D.

Reg. No. 44,541

